2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected: Statute(s) Being Implement					lemented:
Conditions of Parole		Title 15, Sections	s 2000, 2510-2	513		52, 3053, 305 sey v. Brewer	
Responsible Agency Unit:	Contact Person & Phone Nu	ımber:			Projecte	d Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulati	ons Coordinator	Notice Published:	Public Hearin		Adoption by your agency:	To OAL for review:
	(916) 322-6815		TBD	TBD		TBD	TBD
Report on the status of all uncomple	eted rulemaking described on	previous calendar	rs:				
Regulations were approved as a reg	gular rulemaking by the board	l in November 200°	7. The regulat	ions a	re antici	pated to be su	ıbmitted
to OAL in February 2008 to be pub	lished in the California Regu	latory Notice Regis	ster.			_	

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sec	tions Affected	:	Statute((s) Being Impl	lemented:
Postponements, Continuances, and Stipu Unsuitability	ulations of	Title 15, Sections	\$ 2253		In re Rı	utherford	
Responsible Agency Unit:	Contact Person & Phor	ne Number:		P	Projecte	d Dates:	
Board of Parole Hearings	Devaney Sullivan		Notice Published:	Public Hearing:	:	Adoption by your agency:	To OAL for review:
D	(916) 322-6815			ТВО		ТВО	ТВБ
Report on the status of all uncompleted	rulemaking described on	previous calendar	S.				
New regulatory project. Regulations im disapproved by OAL as an emergency f						-	

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sec	tions Affected	l:	Statute	(s) Being Imp	plemented:	
PC 3000.1 Hearings		Title 15, Sections	s 2275		PC 300	000.1		
Responsible Agency Unit:	Contact Person & Phor	ne Number:			Projecte	ed Dates:		
			Notice	Public		Adoption by	To OAL for	
Board of Parole Hearings	Devaney Sullivan		Published:	Hearin	g:	your agency:	review:	
_	(916) 322-6815		TBD	TBD		TBD	TBD	
Report on the status of all uncompleted	rulemaking described on	previous calendar	s:				•	
_								
This regulation has been filed as an eme	ergency rulemaking on Ja	anuary 7, 2008. Th	is matter is an	emer	gency re	-adoption.		

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sect	tions Affected	l:	Statute(s) Being Implemented:		
Foreign Prisoner Transfer		Title 15, Sections	2870		GC 120)12.1	
						nvention on t tenced Person	
Responsible Agency Unit:	Contact Person & Phone Numb	er:			Projecte	d Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulations	Coordinator	Notice Published:	Public Hearin		Adoption by your agency:	To OAL for review:
200000010000000000000000000000000000000	(916) 322-6815	C 0 0 1 W 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	TBD	TBD		TBD	TBD
Report on the status of all unco	ompleted rulemaking described on	previous calendars	s:				•
New regulatory project.							

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sec	tions Affected	d:	Statute	(s) Being Imp	olemented:
Parole Revocation Assessment C Length of Confinement	Guidelines: Violations and	Title 15, Sections 2646.1 PC 3056, 3060, Valdivia v. Sch					
Responsible Agency Unit:	Contact Person & Phone Nur	mber:			Projecte	d Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulation	ns Coordinator	Notice Published:	Public Hearin		Adoption by your agency:	To OAL for review:
	(916) 322-6815		TBD	TBD		TBD	TBD
These regulations were not promaction to determine the impact of A decision making matrix is currinconsistent with the matrix guid is necessary to amend this section	nulgated during 2007 as the boarn the regulations. Tently being developed which was lelines agreed upon by the Depart	rd continues to sort yould affect this regartment of Adult Pa	through the regulation. The grade Operation	regulat ns and	tion may	need to be re	evised if it is Hearings. If it

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sec	tions Affected	d:	Statute	(s) Being Imp	olemented:
Add "Three Strikes" Offenses to D Requiring Parole Consideration Ho		Title 15, Sections	s 2000		PC 667	, 1170.12	
Responsible Agency Unit:	Contact Person & Phone Nu	mber:			Projecte	d Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulation	ons Coordinator	Notice Published:	Public Hearir		Adoption by your agency:	To OAL for review:
	(916) 322-6815		TBD	TBD		TBD	TBD
Report on the status of all uncomp	eleted rulemaking described on	previous calendar	rs:				
This regulation amendment was no anticipated to be filed in 2008.	ot completed in 2007 due to ur	nforeseen emergend	cy regulations	s that to	ook prior	rity. This ma	tter is

2008 RULEMAKING CALENDAR

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2007

Subject:		CCR Title & Sect	ions Affected:	Statu	te(s) Being Imp	lemented:
Valdivia Remedial Plan (Parole Rev	vocation)	Title 15, various s	sections	Vald	ivia v. Schwarze	enegger
Responsible Agency Unit:	Contact Person & Phone Nu	ımber:		Projec	ted Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulation (916) 322-6815	ons Coordinator	Notice Published: TBD	Public Hearing: TBD	Adoption by your agency: TBD	To OAL for review:

Report on the status of all uncompleted rulemaking described on previous calendars:

The following sections are anticipated to be regular rulemakings during the 2008 rulemaking calendar period. These regulations were not promulgated during 2007 as the board continues to sort through the numerous orders from the *Valdivia* class action to determine the impact on the regulations.

Section 2742 will need to be amended because the parole revocation extension process is being modified.

Sections 2616(a)(14) and 2647.1 will need to be amended to address parolees suffering from mental illness.

Section 2668 may need to be amended in light of the recent procedures developed regarding fearful witnesses.

Sections 2690-2699 may need to be amended or abolished to address the issue of a parolees right to attorney representation.

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections	Affected	:	Statute	(s) Being Imp	lemented:
Psychological Evaluations; C	Criteria	Title 15, new section			In re R	utherford	
Responsible Agency Unit:	Contact Person & Phon	ne Number:			Pre	ojected Dates:	
Board of Parole Hearings	Devaney Sullivan, Reg (916) 322-6815	ulations Coordinator	Notice Published: TBD	Public Hearin TBD		Adoption by your agency:	To OAL for review: TBD
Report on the status of all un		lescribed on previous ca	alendars:				
These regulations were not p class action to determine the It is anticipated these regulat	promulgated during 2007 impact on the regulation	as the board continues		rough	the num	erous orders f	From the Rutherford

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sect	tions Affected	•	Statute	(s) Being Imp	lemented:
Revocation of Parole		Title 15, Section 2 other sections	2637 and vario	ous	PC 300 11105	00, 3056, 3060	, 3063.5,
					SB 647	1	
Responsible Agency Unit:	Contact Person & Phone Number	:			Projecte	ed Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulations C	Coordinator	Notice Published:	Public Hearin		Adoption by your agency:	To OAL for review:
	(916) 322-6815		TBD	TBD		TBD	TBD
These regulations were not pr	completed rulemaking described on completed rulemaking described on comulgated during 2007 as the boar on the regulations. These regulations	rd continues to sort	through the n		ous order	s from the Va	ldivia class

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:				Statute(s) Being Implemented:			
Redefine: Battering and its effects; Domestic Violence: Changes the reference from "Battered Women's Syndrome" to "Intimate Partner Battering"		2269.1, 2830			SB 1385 Evidence Code 1107 PC 1473.5, 4801, 5075.5, 13823. AB 220 PC FC 3030 CCP 340.3				
Responsible Agency Unit:	Contact Person & Phone Nu	umber:			Projecte	d Dates:			
Board of Parole Hearings	Devaney Sullivan, Regulati		Notice Published:	Public Hearing		Adoption by your agency:	To OAL for review:		
2	(916) 322-6815		TBD	TBD		TBD	TBD		
This is a Section 100 regulation as regulations that took priority. This	9		completed in	2007 du	ue to unf	Poreseen eme	rgency		

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sec	Statute(s)	Statute(s) Being Implemented:			
Parole Hearings: Victims, Next of Kin, and Immediate Family Members and Designated Representatives Responsible Agency Unit: Contact Person & Phone Nu		Title 15, Section	2029	PC 1191. 3043.6 W&I Cod SB 1516 (Stats. 20	&I Code 1767.9 B 1516 (Machado) tats. 2004, Ch. 289) C 3043, 3043.2, 3043.25,		
Responsible Agency Unit:	Contact Person & Phone Num	iber:	Projected Dates: Notice Public Adoption by To OA				
Board of Parole Hearings	Devaney Sullivan, Regulation (916) 322-6815	Devaney Sullivan, Regulations Coordinator		Public Hearing:	Adoption by your agency:	To OAL for review:	
Report on the status of all uncom		previous calendar	s:		1	1	
This regulation amendment was a anticipated to be filed as a regula	*	nforeseen emergend	cy regulations	that took prio	rity. This ma	atter is	

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sec	tions Affected:	Statute(s) Being Implemented:		
Parole Period for Sex Offenders	Title 15, Sections 2515, 2535, and 2538 AB 1300, 2359 PC 3000, 3000.1,					3001
Responsible Agency Unit:	Contact Person & Phone Num	nber:		Projecte	d Dates:	
Board of Parole Hearings	Devaney Sullivan, Regulation	s Coordinator		Public Hearing:	Adoption by your agency:	To OAL for review:
L	(916) 322-6815		TBD	TBD	TBD	TBD
Report on the status of all uncor	mpleted rulemaking described on	previous calendar	s:			
anticipated to be filed as a regul	ar ratemaking in 2000.					

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected: Statute(s) Being Impleme		nented:		
Revocation Extension		Title 15, Sections 2000, 2031, PC 3057 2515, 2740-2742				
Responsible Agency Unit:	Contact Person & Phone Nun	nber:	Projected Dates:			
				Public	Adoption by	To OAL for
Board of Parole Hearings	Devaney Sullivan, Regulation	ns Coordinator	Published:	Hearing:	your agency:	review:
_	(916) 322-6815		TBD	TBD	TBD	TBD
Report on the status of all uncom-	npleted rulemaking described on	previous calendars	s:			
This regulation amendment was anticipated to be filed as a regula	-	nforeseen emergeno	cy regulations th	hat took prioi	rity. This mat	ter is

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(s) Being Implemented:			
Mechanical Restraints		Title 15, Sections	s 2035	PC 835, 835(a), 2650			
				In re Mar	In re Martin		
Responsible Agency Unit:	Contact Person & Phone Nun	nber:		Projecte	d Dates:		
Board of Parole Hearings	Devaney Sullivan, Regulation	ns Coordinator	Published:	Public Hearing:	Adoption by your agency:	To OAL for review:	
	(916) 322-6815			ГВО	TBD	TBD	
Report on the status of all uncom	pleted rulemaking described on	previous calendar	s:				
This regulation amendment was a anticipated to be filed as a regula	-	nforeseen emergeno	cy regulations th	at took prior	rity. This mat	ter is	
	C						

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(Statute(s) Being Implemented:		
Hearing Participation by Telephone Videoconferencing		Title 15, Sections 2033, 2668		PC 679.02, 1191.6, 3041, 3041.5, 3043.2, 3043.25, 3060 Morrissey v. Brewer (1972) 408 U.S. 471		25, 3060	
Responsible Agency Unit:	Contact Person & Phone Nur	nber:		Projec	Projected Dates:		
Board of Parole Hearings	Devaney Sullivan, Regulation	ns Coordinator	Notice Published:	Public Hearing:	Adoption by your agency:	To OAL for review:	
Ç	(916) 322-6815		TBD	TBD	TBD	TBD	
anticipated to be filed as a regula	ar rulemaking in 2008.						

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(s) Being Implemented:		
Use of Force		Title 15, various sections		PC 835, 835(a), 2650		
Responsible Agency Unit:	Contact Person & Phone Number:		Projected Dates:			
Board of Parole Hearings	Devaney Sullivan, Regulation (916) 322-6815	ns Coordinator	Published: H	ıblic earing: BD	Adoption by your agency:	To OAL for review:
Report on the status of all uncom	. /	nrevious calendar			TBB	TBB
This regulation amendment was anticipated to be filed as a regula	not completed in 2007 due to un			at took prion	rity. This mat	er is

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(s) Being Implemented:			
Representation at Hearings (Multiple Attorneys)		Title 15, Sections 2256, 2465, PC 2966, 2978 2576					
Responsible Agency Unit:	Contact Person & Phone Number:		Projected Dates:				
Board of Parole Hearings				Public Hearing:	Adoption by your agency:	To OAL for review:	
Ç	(916) 322-6815		TBD	TBD	TBD	TBD	
Report on the status of all uncom-		previous calendars	S:				
	r	F	•				
This regulation amendment was r	not completed in 2007 due to un	nforeseen emergeno	ev regulations th	nat took prior	rity. This ma	tter is	
anticipated to be filed as a regular	<u>*</u>		. j 1 08 010010110 01	roon piio		15	
and a particular of the same and a regular	- 1						

2008 RULEMAKING CALENDAR

Subject:	CCR Title & So		CCR Title & Sections Affected		ctions Affected:	: Statute(s) Being Implemented:		
Ex Parte Communications		Title 15, new sec	etion	Morriss 471 (19	ey v. Brewer, 4 72)	408 US		
Responsible Agency Unit:	ole Agency Unit: Contact Person & Phone Number:			Projected Dates:				
Board of Parole Hearings	Devaney Sullivan, Regulation	ns Coordinator		Public Hearing:	Adoption by your agency:	To OAL for review:		
	(916) 322-6815		TBD	ГВD	TBD	TBD		
Report on the status of all uncon This regulation amendment was anticipated to be filed as a regula	not completed in 2007 due to un	-		at took pri	iority. This ma	atter is		

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(s) Being Implemented:		
Right to Represent Self		Title 15, new section		In re Rutherford		
Contact Person & Phone Number:			Projecte	Projected Dates:		
				Adoption by	To OAL for	
Devaney Sullivan, Regulation	ns Coordinator	Published: H	iearing:	your agency:	review:	
(916) 322-6815			BD	TBD	TBD	
pleted rulemaking described on	previous calendar	s:				
ot completed in 2007 due to un rulemaking in 2008.	nforeseen emergen	cy regulations tha	at took prio	rity. This mat	ter is	
	Devaney Sullivan, Regulation (916) 322-6815 oleted rulemaking described on ot completed in 2007 due to un	Contact Person & Phone Number: Devaney Sullivan, Regulations Coordinator (916) 322-6815 Deted rulemaking described on previous calendar ot completed in 2007 due to unforeseen emergen	Contact Person & Phone Number: Devaney Sullivan, Regulations Coordinator (916) 322-6815 Detected rulemaking described on previous calendars: ot completed in 2007 due to unforeseen emergency regulations that	Title 15, new section In re Ruth	Title 15, new section In re Rutherford	

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(s) Being Implemented:			
Restitution Obligations: Prior to Discharge from Parole		Title 15, Section 2535 PC 3001, 3000.1, 3		3000.1, 3060	060.1, 3000.05		
Responsible Agency Unit:	Contact Person & Phone Number:		Projected Dates:				
Board of Parole Hearings	Devaney Sullivan, Regulations Coordinator			ublic learing:	Adoption by your agency:	To OAL for review:	
Ç	(916) 322-6815		TBD T	BD	TBD	TBD	
Report on the status of all uncome. This regulation amendment was anticipated to be filed as a regular.	not completed in 2007 due to ur			at took prio	rity. This ma	tter is	

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected:		Statute(s) Being Implemented:			
Subsequent Parole Hearing		Title 15, Section 2270		GC 12012	GC 12012.1		
				PC 2912	PC 2912		
Responsible Agency Unit:	Contact Person & Phone Nun	nber:		Projecte	d Dates:		
Board of Parole Hearings	Devaney Sullivan, Regulation	ns Coordinator	Published:	Public Hearing:	Adoption by your agency:	To OAL for review:	
	(916) 322-6815			TBD	TBD	TBD	
Report on the status of all uncom	pleted rulemaking described on	previous calendar	s:				
This regulation amendment was a anticipated to be filed as a regula	-	nforeseen emergeno	cy regulations th	nat took prior	rity. This mat	ter is	
	C						

2008 RULEMAKING CALENDAR

Subject:	: CCR Title &		& Sections Affected: Statute(s) Being Implemented:			mented:	
Mandatory Reporting of Threats Against any Public Official		Title 15, Section 2616 PC 71, 76, 3060					
Responsible Agency Unit:	Contact Person & Phone Number:		Projected Dates:				
Board of Parole Hearings	Devaney Sullivan, Regulations Coordinator			ublic learing:	Adoption by your agency:	To OAL for review:	
	(916) 322-6815		TBD T	BD	TBD	TBD	
Report on the status of all uncome. This regulation amendment was anticipated to be filed as a regular.	not completed in 2007 due to ur			at took pric	ority. This ma	tter is	

2008 RULEMAKING CALENDAR

Subject:		CCR Title & Sections Affected: Statute(s) Being Implemente			mented:		
Multi-Year Denials		Title 15, Section 2270					
Responsible Agency Unit:	Contact Person & Phone Num	iber:	Projected Dates:				
Board of Parole Hearings	Devaney Sullivan, Regulation	s Coordinator	Published: H	ublic earing:	Adoption by your agency:	To OAL for review:	
Report on the status of all uncomp	(916) 322-6815			BD	TBD	TBD	
This regulation amendment was nanticipated to be filed as a regular		nforeseen emergeno	ey regulations tha	ıt took prior	rity. This ma	tter is	